

ORIGINAL



0000130796

BEFORE THE CORPORATION COMMISSION

Commissioners

GARY PIERCE – Chairman  
BOB STUMP  
SANDRA D. KENNEDY  
PAUL NEWMAN  
BRENDA BURNS

RECEIVED

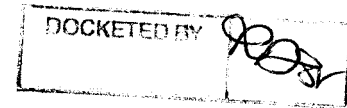
2011 OCT 28 P 3:43

AZ CORP COMMISSION  
DOCKET CONTROL

Arizona Corporation Commission

DOCKETED

OCT 28 2011



IN THE MATTER OF THE APPLICATION OF  
MONTEZUMA RIMROCK WATER  
COMPANY, LLC FOR APPROVAL OF A  
RATE INCREASE

DOCKET NO. W-04254A-08-0361

IN THE MATTER OF THE APPLICATION OF  
MONTEZUMA RIMROCK WATER COMPANY,  
LLC FOR APPROVAL OF A FINANCING  
APPLICATION

DOCKET NO. W-04254A-08-0362

**Certificate of Intervener In  
Support of Discovery Motion**

---

**BY THE INTERVENER:**

Undersigned Intervener certifies as follows pursuant to ARCP 37[a][2][C]: He personally communicated with Douglas Fitzpatrick, counsel for Montezuma Rimrock Water Company, concerning the issues raised by the discovery motion filed herewith. On October 7 and October 26 Complainant spoke with counsel by telephone in a conversation that failed to resolve the Discovery issues.

On September 29, October 3 and 5 Complainant and Counsel exchanged emails appended hereto that summarize the Complainant's position with unresolved discovery requests. The Court's intervention is necessary.

Dated this 28<sup>th</sup> Day of October, 2011

John E. Dougherty  
Complainant

Copies of the foregoing mailed  
This 3rd day of October, 2011 to:

Douglas C. Fitzpatrick  
LAW OFFICE OF DOUGLAS C. FITZPATRICK  
49 Bell Rock Plaza  
Sedona, AZ 86351

Patricia D. Olsen, Manager  
MONTEZUMA RIMROCK WATER COMPANY, LLC  
P.O. Box 10  
Rimrock, AZ 86335